CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 13th day of September, 2007, I electronically filed the foregoing **SMARTBARGAINS.COM, LP'S MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED PURSUANT TO FED.R.CIV.P. 12(b)(6), PROPOSED ORDER GRANTING MOTION, AND CERTIFICATE OF SERVICE** with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

Via Notice of Electronic Filing:

Eric C. Nelsen, Esq.
Sayre Law Offices PLLC

Email: eric@sayrelawoffices.com

I declare under penalty of perjury under the laws of the United States and the State of Washington that the forgoing is true and correct and that this declaration was executed on September 13th, 2007, at Seattle, Washington.

Diana Au
____
Diana Au

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